

NOTICE OF ISSUANCE OF MANDATE
UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

CLERK'S OFFICE U.S. DIST. COURT
AT DANVILLE, VA
FILED

August 1, 2005

AUG 03 2005

MANDATE

JOHN F. CORCORAN, CLERK
BY: *H McDonald*
DEPUTY CLERK

TO: Clerk, District Court/Agency

FROM: Deborah S. Daniel
Deputy Clerk

RE: 05-4632 US v. John Clifford Simms
CR-05-00001

HEREWITH IS THE MANDATE OF THIS COURT, ISSUED THIS DATE,
ON THE JUDGMENT ENTERED BY THE COURT ON 8/1/05.

- ☐ Order and Certified Copy of Judgment
- ☐ Opinion and Certified Copy of Judgment
- ☐ Order on Costs
- ☒ Order dismissing appeal R42(b) or Local Rule 45
- ☐ Other: _____
- ☐ The record has been retained for use in case number _____

cc: Jean Barrett Hudson
Paul Graham Beers

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

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No. 05-4632
CR-05-00001

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AT DANVILLE, VA
FILED

UNITED STATES OF AMERICA

Plaintiff - Appellant

AUG 03 2005

JOHN F. CORCORAN, CLERK
BY: *H. McDonald*
DEPUTY CLERK

V.

JOHN CLIFFORD SIMMS

Defendant - Appellee

O R D E R

Appellant has filed a motion to dismiss, and appellee has filed a response stating no objection.

The Court dismisses this appeal pursuant to Rule 42(b) of the Federal Rules of Appellate Procedure. The Clerk of this Court will issue a certified copy of this order to the Clerk of the District Court as and for the mandate.

For the Court - By Direction

/s/ Patricia S. Connor

CLERK

A True Copy, Teste:

Patricia S. Conner, Clerk

BY W. H. S. W.

Deputy Clerk